

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director  
Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

For a petition to be considered valid it must:

1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-23387

Stream : Deweese Branch

Applicant : Buzzi Unicem USA Midwest Division  
Scott Renner  
3301 South County Road 150 West  
PO Box 486  
Greencastle, IN 46135-0486

Description : The existing IDNR dam #67-34 will be decommissioned and approximately 2400' of stream channel, previously inundated by the pool, will be reconstructed. Details of the project are contained in information and plans received at the Division of Water on June 2, 2005.

Location : Approximately 1800' upstream of the County Road 150 West stream crossing  
DOWNSTREAM: near Greencastle, Greencastle Township, Putnam County  
SW¼, NW¼, SE¼, Section 32, T 14N, R 4W, Reelsville Quadrangle  
Quad Code: 3908658  
UTM Coordinates: Downstream 4383905 North, 510510 East  
UPSTREAM:  
UTM Coordinates: Upstream 4384455 North, 510640 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-23401

Stream : Lenox Ditch

Applicant : Wal-Mart Stores East, LP a Delaware Limited Partnership  
Michael E. Gardner  
2001 South East 10th Street  
Bentonville, AR 72716-0550

Description : The purpose of this project is to alleviate flooding in the Maple Woods Addition in Muncie, Indiana. Historically, the Maple Woods Addition has endured flooding from Lenox Ditch. The ditch flows through the neighborhood entering from the southeast and exiting to the west. This area has been the focus of discussion for possible drainage improvement between local officials and the Delaware County Drainage Board. With the inclusion of controlled runoff from the proposed Muncie Wal-Mart Supercenter, alleviating the flooding has become a primary issue for residences of this neighborhood, as the proposed stormwater outlet will be located immediately upstream of the residential area. The proposed solution consists of constructing an ecologically functional overflow/bypass channel to convey high flow stormwater around the subdivision. The base flow of Lenox Ditch will be maintained at all times due to the engineering design. The project will result in 100 linear feet (LF) of permanent stream impact by the construction of the flood overflow structure and an additional 160 LF of temporary stream impact for bank recontouring at the beginning of the bypass channel. The project will also result in 50 LF of permanent stream impact to connect the end of the bypass channel to the drain by placement of rip rap for energy dissipation. The flood overflow structure consists of the construction of a gabion/reno mattress berm across the existing drain. A 30" low flow pipe will be installed through the berm to maintain low flow conditions and a 54" pipe will be installed from the Wal-Mart Supercenter detention basin across the drain to the proposed swale. This design will alleviate flooding, and allow the stormwater from Wal-Mart to receive additional water quality treatment by flowing through the ecologically functional swale before being released into the drain. Details of the project are contained in information received electronically at the Division of Water on June 20, 2005.

Location : Lenox Ditch is located southeast of the E. 29th Street and Ebright Street intersection  
at Muncie, Center Township, Delaware County  
Section 27, T 20N, R 10E

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20152

Lake : Martin Lake

Applicant : Terry Stoner  
2030 East 525 South  
Wolcottville, IN 46795-9008

Description : A new glacial stone seawall will be constructed across 50' of the applicant's 50' frontage. The lakeward face of the wall will be located along the lake's legal shoreline. The existing timber seawall will be removed. Details of the project are contained in information and plans received at the Division of Water on June 8, 2005 and June 15, 2005.

Location : 2030 East 525 South, lot# 4-004  
near Wolcottville, Johnson Township, LaGrange County  
NW¼, Section 21, T 36N, R 10E, Oliver Lake Quadrangle  
Quad Code: 4108554  
UTM Coordinates: Downstream 4602606 North, 634616 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20156

Lake : Cedar Lake

Applicant : Gary E Rohrs  
1803 East Linker Road  
Columbia City, IN 46725-8974

Description : A glacial stone seawall will be constructed across 50' of the applicant's 50' frontage. The lakeward face of the wall will be located along the lake's legal shoreline. Details of the project are contained in information and plans received at the Division of Water on June 14, 2005, and June 22, 2005.

Location : Lot between 1890 East Linker Road and 1900 East Linker Road.  
near Columbia City, Smith Township, Whitley County  
NE¼, NE¼, SW¼, Section 2, T 32N, R 9E, Merriam Quadrangle  
Quad Code: 4108534  
UTM Coordinates: Downstream 4568140 North, 629405 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20157

Lake : Simonton Lake

Applicant : Ron and Sue Taylor  
26221 Lake Drive  
Elkhart, IN 46514-6248

Description : A concrete seawall will be refaced with a layer of concrete across 50' of the applicant's 50' frontage. The refacing layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on June 14, 2005.

Location : 26221 Lake Drive; Lot 28 in Lake Side Place  
near Elkhart, Osolo Township, Elkhart County  
SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Section 17, T 38N, R 5E, Elkhart Quadrangle  
Quad Code: 4108568  
UTM Coordinates: Downstream 4621967 North, 585444 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20158

Lake : Pigeon Lake

Applicant : Dale Miller  
335 East Carey Street  
Knightstown, IN 46148

Description : A concrete seawall will be constructed across 58' of the applicant's frontage. The lakeward face of the wall will be located along the lake's legal shoreline. The existing railroad tie seawall will be removed. Details of the project are contained in information and plans received at the Division of Water on June 14, 2005.

Location : 4915 North 290 West; Lot 14 in Pigeon Loft  
near Howe, Lima Township, LaGrange County  
NW $\frac{1}{4}$ , NW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Section 34, T 38N, R 9E, Lagrange Quadrangle  
Quad Code: 4108564  
UTM Coordinates: Downstream 4618739 North, 626249 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20160

Lake : Clear Lake

Applicant : Russell D Watson  
820 Clear Lake Drive  
Fremont, IN 46737

Description : A concrete seawall will be refaced with a layer of concrete across 92' of the applicant's 92' frontage. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on June 14, 2005.

Location : 820 Clear Lake Drive; Lots 50 and 51 in the plat of the 3rd Addition to Fountain Beach at Clear Lake  
near Fremont, Clear Lake Township, Steuben County  
NE¼, NW¼, NW¼, Section 29, T 38N, R 15E, Clear Lake, IN-OH-MI Quadrangle  
Quad Code: 4108467  
UTM Coordinates: Downstream 4621889 North, 679828 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20161

Lake : Dallas Lake

Applicant : Michael Gene Strawser  
200 North Main Street  
PO Box 332  
Wolcottville, IN 46795-0332

Description : A concrete seawall will be refaced with a layer of concrete across 51' of the applicant's frontage. The refacing layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on June 15, 2005.

Location : 545 East 680 South; Lot 31 in Weber Crest Acres  
near Wolcottville, Johnson Township, LaGrange County  
NW¼, NW¼, SE¼, Section 30, T 36N, R 10E, Oliver Lake Quadrangle  
Quad Code: 4108554  
UTM Coordinates: Downstream 4600415 North, 632380 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20163

Lake : Wabee Lake

Applicant : Steve Bontrager  
641 East Camp Mack Road  
milford, IN 46542-9003

Description : A concrete seawall will be refaced with a layer of concrete across 50' of the applicant's 50' frontage. The reface layer will be keyed to the wall's lakeward face. A 48" wide concrete walkway will be constructed on top and landward of the lakeward face of the refaced wall. Details of the project are contained in information received electronically at the Division of Water on June 16, 2005.

Location : 641 East Camp Mack Road  
near Milford, Van Buren Township, Kosciusko County  
SW¼, SE¼, SE¼, Section 16, T 34N, R 6E, Milford Quadrangle  
Quad Code: 4108547  
UTM Coordinates: Downstream 4582725 North, 597735 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20170

Lake : Clear Lake

Applicant : David L Von Deylen  
16-515 Road V  
Napoleon, OH 43545-9750

Description : A new bio-engineered seawall will be constructed along the Island frontage of the applicant on Clear Lake to deter shoreline erosion. The wall will be composed of 5 inch to 14 inch diameter glacial stone and will be approximately 1300 ft long. Its lakeward face will be at the legal shoreline of the lake. Details of the project are contained in information received electronically at the Division of Water on June 22, 2005

Location : Clear Lake Island  
Near Fremont, Clear Lake Township, Steuben County  
Section 19, T 38N, R 15E, Caborn, IN-KY Quadrangle  
Quad Code: 3708787

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11